

ASSEMBLY BILL

No. 1014

Introduced by Assembly Member Villines

February 22, 2005

An act to amend Section 4000 of the Elections Code, relating to mail ballot elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 1014, as introduced, Villines. Mail ballot elections.

Existing law permits several types of elections to be conducted by mail if specified conditions apply.

This bill would make technical, nonsubstantive changes.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 4000 of the Elections Code is amended
2 to read:
3 4000. A local, special, or consolidated election may be
4 conducted wholly by mail ~~provided that all of~~ *if all* the following
5 conditions apply:
6 (a) The governing body of the local agency authorizes the use
7 of mailed ballots for the election.
8 (b) The election is held on an established mailed ballot
9 election date pursuant to Section 1500.
10 (c) The election is one of the following:
11 (1) An election in which no more than 1,000 registered voters
12 are eligible to participate.

1 (2) A maximum property tax rate election as provided for in
2 Section 2287 of the Revenue and Taxation Code.

3 (3) An election on a measure or measures restricted to (A) the
4 imposition of special taxes, or (B) expenditure limitation
5 overrides, or (C) both (A) and (B), in a city, county, or special
6 district with 5,000 or ~~less~~ *fewer* registered voters calculated as of
7 the time of the last report of registration by the county elections
8 official to the Secretary of State.

9 (4) An election on the issuance of a general obligation water
10 bond in accordance with Section 12944.5 of the Water Code.

11 (5) An election of the Directors of the Monterey Peninsula
12 Water Management District as authorized in Section 122 of
13 Chapter 527 of the Statutes of 1977, known as the Monterey
14 Peninsula Water Management District Law.

15 (6) An election of the Aliso Water Management Agency, or its
16 affected member agencies, pursuant to Sections 13416 and 13417
17 of the Water Code.

18 (7) An election of the San Jacinto Mountain Area Water Study
19 Agency pursuant to Sections 13416 and 13417 of the Water
20 Code.

21 (8) An election of the San Lorenzo Valley Water District
22 pursuant to Sections 13416 and 13417 of the Water Code.

23 (9) An election or assessment ballot proceeding required or
24 authorized by Article XIII C or XIII D of the California
25 Constitution. However, when an assessment ballot proceeding is
26 conducted by mail pursuant to this section, the following rules
27 apply:

28 (A) The proceeding shall be denominated an “assessment
29 ballot proceeding” rather than an election.

30 (B) Ballots shall be denominated “assessment ballots.”